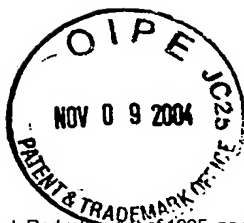


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FEE TRANSMITTAL for FY 2005 <small>Effective 10/01/2004. Patent fees are subject to annual revision.</small>		Complete if Known																																												
		Application Number	10/798,306-Conf. #5776																																											
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	March 12, 2004																																											
		First Named Inventor	Kazutoshi Kaji																																											
		Examiner Name	J. Leybourne																																											
TOTAL AMOUNT OF PAYMENT (\$)		110.00	Art Unit	2881																																										
		Attorney Docket No.	N9450.0048/P048-B																																											
METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)																																												
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<input checked="" type="checkbox"/> Deposit Account: Deposit Account Number: 04-1073 Deposit Account Name: Dickstein Shapiro Morin & Oshinsky LLP																																														
The Director is authorized to: (check all that apply)																																														
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments																																														
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FEE CALCULATION																																														
1. BASIC FILING FEE																																														
<table border="1"><thead><tr><th>Large Entity</th><th>Small Entity</th><th>Fee Code</th><th>Fee (\$)</th><th>Fee Description</th><th>Fee Paid</th></tr></thead><tbody><tr><td>1001</td><td>2001</td><td>790</td><td>395</td><td>Utility filing fee</td><td></td></tr><tr><td>1002</td><td>2002</td><td>350</td><td>175</td><td>Design filing fee</td><td></td></tr><tr><td>1003</td><td>2003</td><td>550</td><td>275</td><td>Plant filing fee</td><td></td></tr><tr><td>1004</td><td>2004</td><td>790</td><td>395</td><td>Reissue filing fee</td><td></td></tr><tr><td>1005</td><td>2005</td><td>160</td><td>80</td><td>Provisional filing fee</td><td></td></tr><tr><td colspan="5">SUBTOTAL (1)</td><td>0.00</td></tr></tbody></table>		Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Description	Fee Paid	1001	2001	790	395	Utility filing fee		1002	2002	350	175	Design filing fee		1003	2003	550	275	Plant filing fee		1004	2004	790	395	Reissue filing fee		1005	2005	160	80	Provisional filing fee		SUBTOTAL (1)					0.00			
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SUBMITTED BY		(Complete if applicable)																																												
Name (Print/Type) Mark J. Thronson		Registration No. (Attorney/Agent) 33,082	Telephone (202) 775-4742																																											
Signature		Date	November 9, 2004																																											

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**TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING "REFERENCE" APPLICATION**

Docket Number (Optional)

N9450.0048/P048-B

In re Application of: Kazutoshi Kaji et al.

Application No.: 10/798,306-Conf. #5776

Filed: March 12, 2004

For: **ULTIMATE ANALYZER, SCANNING TRANSMISSION ELECTRON MICROSCOPE AND
ULTIMATE ANALYSIS METHOD**

The owner*, Hitachi, Ltd., of 100
percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/196,577, filed on July 17, 2002, as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 33,082

[Signature]
Signature

11-9-04
Date

Mark J. Thronson - 33,082

Typed or printed name

(202) 775-4742
Telephone Number

- ☒ Terminal disclaimer fee under 37 CFR 1.20(d) is included.

*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner).
Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

11/10/2004 9ZEWDIE1 00000043 10798306

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